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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Livingston *et al.*

SERIAL NUMBER: 10/627,075

EXAMINER: Bertoglio, Valarie E.

FILING DATE: July 24, 2003

ART UNIT: 1632

FOR: Composition and Method for Imaging Cells

Mail Stop RCE

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO NOTICE OF APPEAL FILED JUNE 5, 2007

This paper is in response to the Notice of Appeal filed June 5, 2007, the Advisory Action mailed June 29, 2007, and the Final Office Action mailed December 5, 2006. Applicants submit herewith a Request for Continued Examination under 37 C.F.R. § 1.114 and the required fee under 37 C.F.R. § 1.17(e). Applicants submit herewith a petition for a four month extension of time along with the appropriate fee. With the four-month extension, this Response is due on or before December 5, 2007. Applicants believe no additional fees are due. However, the Commissioner is hereby authorized to charge any fees, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 20363-019.

Amendments to the Claims begin on page 2 of this paper.

Remarks are shown starting on page 4 of this paper.